IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

WP(C).No. 2063 of 2007(U)

PETITIONER:

MARIYU, W/O.MUHAMMED FASAL (LATE),
AGED 30 YEARS, NAFEESA MANZIL, MADAPEEDIKA,
THALASSERY.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS:

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1. THE DEPUTY SUPERINTENDENT,
C.B. CID, THALASSERY, KANNUR.

2. THE DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM.

3. THE CENTRAL BUREAU OF INVESTIGATION,
COCHIN UNIT, REPRESENTED BY THE SUPERINTENDENT
CENTRAL BUREAU OF INVESTIGATION, OFFICE OF THE
CENTRAL BUREAU OF INVESTIGATION, COCHIN UNIT,
KADAVANTHRA, ERNAKULAM.

4. THE CENTRAL BUREAU OF INVESTIGATION,
NEW DELHI, REPRESENTED BY ITS DIRECTOR.

5. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT,
GOVERNMENT SECRETARIAT, TRIVANDRUM.

BY ADV. SRI.S.SREEKUMAR, SC FOR CBI
BY P.P. SRI. S.U. NAZAR.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 2063 of 2007(U):

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 – TRUE COPY OF THE NEWS ITEM APPEARED IN MADHYAMAM DAILY.

EXT.P2 – TRUE COPY OF THE NEWS ITEMS APPEARED IN CHANDRIKA DAILY.

EXT.P3 – TRUE COPY OF THE MADHYAMAM DAILY DATED 1/12/2006.

EXT.P4 – TRUE COPY OF THE MATHRUBHOOMI DAILY DATED 28/10/06.

EXT.P5 – TRUE COPY OF THE KERALA KAUMUDI NEWS DAILY DATED 30/10/06.

EXT.P6 – TRUE COPY OF THE MADHYAMAM DAILY.

EXT.P7 – TRUE COPY OF THE REPRESENTATION DATED 30/11/06 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

//TRUE COPY//

R. BASANT, J.

W.P.(C) NO. 2063 OF 2007-U

Dated this the 14th day of February, 2007

JUDGMENT

The grievance of the petitioner is that the crime registered in respect of the murder of her husband is not being properly and efficiently investigated. The crime was committed on 22/10/2006. Till now, no clue has been obtained and the mystery of the crime has not been resolved. It is, in these circumstances, that the petitioner has come to this Court for appropriate directions to get the investigation conducted by the C.B.I.

2. The learned Public Prosecutor, on instructions, submits and a statement to that effect has been filed by the Deputy Superintendent of Police, Crime Branch C.I.D., Kannur, that the Additional Director General of Police (Crimes), Thiruvananthapuram, has now directed on 30/1/07 that the investigation be conducted by the Superintendent of Police, Crime Branch C.I.D., Special Investigation Group-III, Kozhikode. Accordingly, the investigation shall hereafter be

conducted by the said official, it is submitted.

3. The learned counsel for the petitioner submits that the petitioner is prepared to accept the said arrangement if that would lead to any meaningful and effective investigation. I am, in these circumstances, satisfied that no further directions need be issued in this writ petition.

4. This writ petition is, accordingly, dismissed; but with the specific observation that the petitioner shall be at liberty to approach this Court again at a later stage, if she finds the investigation to be not satisfactory.

Sd/-

(R. BASANT, JUDGE)

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//true copy//

P.S. to Judge